IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

TUESDAY, THE TWENTY SECOND DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 15098 of 1994

Between:

K. Nagabhushanam S/o. K. Ramaswamy, Hindu, Harijan, aged 52 years,

R/o. Hakeempet (V), Golkonda mandal, Hyderabad.

..... PETITIONER

AND

1 The Revenue Divisional Officer Hyderabad District at Hyderabad.
2 The Mandal Revenue Officer, Golkonda Mandal, Hyderabad District.
3 The District Collector Hyderabad District at Hyderabad.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction more particularly one in the nature of writ of mandamus directing the respondents to issue patta in my favour in Survey no.102/1 admeasuring Ac.5-10 guntas situated at Hakeempet Village, Golkonda Mandal, Hyderabad district and pass such other order or orders which are deemed fit and proper in the circumstances of the case.

For the Petitioner:MR.C.NAGESWARA RAO, Advocate

For the Respondents : GP FOR REVENUE

The Court Made the Following :

O R D E R :

The petitioner is an Ex-serviceman. He allegedly retired from Indian Army as GNR/Naik with X-No.1276024 in the year 1983. It appears, the petitioner's father and other family members were in possession of agriculture land admeasuring Acs.5-10 comprised in Survey No.102/1 of Hakeempet village, Hyderabad Distsrict, since long. When the petitioner sought for assignment of the said land, according to him, the duly constituted Committee recommended his name for assignment. While it was so, it is alleged, second respondent inspected the land with a view to declare the same as a Government land. Apprehending dispossession, the petitioner filed the present writ petition praying for a writ of mandamus directing the respondents to assign the land in Survey No.102/1 in his favour.

A counter affidavit is filed. The allegation that the petitioner is an Ex-serviceman is not specifically denied. However, the Government has assigned the land in Survey No.102/1 to Jubilee Hills Cooperative Society. In that view of the matter, without expressing any opinion on the right of the petitioner for assignment as Ex-serviceman, third respondent herein is directed to consider the case of the petitioner for assignment of suitable land under relevant Government orders. The petitioner may approach the District Collector with proper representation within a period of two weeks from the date of receipt of a copy of this order. Till then, there shall be status quo with regard to possession of the land.

The writ petition, with the above observations and directions, is disposed of. No costs.

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(V.V.S.RAO, J.)

Dt.22-06-2004.
Msr.

..... ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Revenue Divisional Officer Hyderabad District at Hyderabad.

2 The Mandal Revenue Officer, Golkonda Mandal, Hyderabad District.

3 The District Collector Hyderabad District at Hyderabad.

4.2CCs to G.P. for Revenue, High Court of A., Hyderabad.(OUT)

5.2CD copies

HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.15098 of 1994

Dt.22-06-2004.

(Msr)